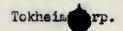
DECLARATORY

In Res. No. 1207-1967

For the Vacation of the first alley north of Reynolds Street from the west property line of Warren Street to the west property line of the first alley west of Warren Street.

Resolution Adopte	ed: April 3, 1967
Confirmed:	April 3, 1968
Bids Received:	
Contract Awarded	d:
Contract and Bon	d:
Contractor:	
Reported Complet	ted:
Assessment Roll (Confirmed: Feb. 15, 1968



DECLARATORY RESOLUTION NO. 1207-1967

For the Vacation of the first alley north of Reynolds Street from the west property line of Warren Street to the west property line of the first alley west of Warren Street.

PLANS ORDERED:

ADOPTED:

April 3, 1967

ADVERTISE NOTICE TO PROPERTY OWNERS: WAIVED

HEARING ON CONFIRMATION:

CONFIRMED:

April 3, 1967

ASSESSMENT ROLL ORDERED:

April 3, 1967

ASSESSMENT ROLL APPROVED:

Jan. 25, 1968

HEARING ON CONFIRMATION

OF ASSESSMENT ROLL:

Thurs., Feb. 15, 1968, 3:30 p. m.

NOTICE SERVED:

Feb. 2, 1968

ASSESSMENT ROLL CONFIRMED: Feb. 15, 1968

CHO.

Board of Public Works.

OFFICE OF BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

50-102-8

B.O. 180-166

Date _____Sept. 27, 1966

City Engineer

Vacate - 1st Alley north of Reynolds St.

F.S.F.

Received a petition to Vacate the first alley north of Reynolds Street from the west property line of Warren Street to the west property line

G.F.G.

of the first alley west of Warren Street.

Prepare an opinion, after conferring with all Governmental Agencies and Utilities.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic attach copy of petition, waiver

Signed_

Reply:

1207

March 29, 1967

Declaratory Resolution, drawing and property ownership list completed and attached.

It will not be necessary to hold a public hearing on this vacation because Tokheim Corporation is the only property owner involved and they have signed a waiver.

A sewer easement will be required and the easement grant will be signed before the assessment roll of benefits and damages is approved.

Walter A. Meitz - DIR Walter H. Meitz City Engineer

BERalas.

MAR 3 O 1967

Signed

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PETITION

		
	Fort Wayne, Ind.,	September 15, 1966
Plan Commission		
To the KNAMANIANANANAN of the City of I		.180
	Gentlemen:	
		The undersigned, owners of real
estate on the north side of Reyno	olds Street	, from
Dubois Street	to Warren S	treet
respectfully petition for the passage of a resolution north of Reynolds Street from the west property line of the first alley west	t property line of Warre	
NAME -	ADDRESS	
Tokheim Corporation	1602 Wabash Aven	ue PETITIONER
By: David Cunningham, Preside		
* Full Legal Description	ı:	
A 12 foot wide alley	y-way 357 feet in 1e	ength, bounded on the
		and 108 of Vordermark's
		Lot 1 of Hageman's Ad-
	,	FortWayne, Allen County,
		line beginning at the
northeast corner of		
		uing over the north
		nd Lots 73, 74, 75, 76,
		th additions to the City
		peing the first alley
		property line of Warren
	property line of the	e first alley west of
Warren Street.		

May 10, 1967 Tokheim Corporation 1602 Wabash Avenue Fort Wayne, Indiana Attention Mr. Joseph Guidrey, Secy-Treas. Gentlemen: This has reference to: Declaratory Resolution No. 1206-1967 which provides for the vacation of the first alley west of Warren Street from the north property line of Reynolds Street to the south property line of the first alley north of Reynolds Street, also Declaratory Resolution No. 1207-1967 which provides for the vacation of the first alley north of Reynolds Street from the west property line of Warren Street to the west property line of the first alley west of Warren Street. The above described Resolutions were confirmed by the Board of Public Works April 3, 1967. However, easement grants must be prepared and signed before the Assessment Rolls of Benefits and Damages are submitted for approval and final confirmation which will officially vacate the alleys. These easement grants can not be completed for some time. We are aware that you are anxious to make use of these alleys and the area adjacent thereto for parking in connection

5/10/67 - 2 -Tokheim Corp. with your plant operations. The Board of Public Works does hereby grant permission to you to proceed with whatever improvement you propose for the area including the alleys in question. There can be no objection to the improvement but it is necessary for us to follow the legal procedures before it can be officially recorded by the Abstract Companies. Very truly yours, BOARD OF PUBLIC WORKS KM:ms cc: Don Bodeker madel to Jarry Fract.

ENGINEERING DEPT. OF STREETS

		DATE May 3, 1967	•
TO:	Board of Public Works Attn:	Kenneth McGraw	
SUBIFCT:	Board Orders 179 & 180 - 1966	•	

Re: Declaratory Resolution No. 1206-1967 which provides for the vacation of the first alley west of Warren Street from the north property line of Reynolds Street to the south property line of the first alley north of Reynolds Street.

also

Declaratory Resolution No. 1207-1967 which provides for the vacation of the first alley north of Reynolds Street from the west property line of Warren Street to the west property line of the first alley west of Warren Street.

The above described resolutions were confirmed April 3, 1967. Easement grants must be prepared and signed before the assessment rolls of benefits and damages are submitted however, and these grants cannot be completed for some time.

Jerry O'Dowd has requested a letter confirming that the action taken thus far is sufficient for Tokheim Corporation to proceed with their construction program.

Please send a letter to Mr. O'Dowd similar to that which was sent to Allied Mills, Inc., under Declaratory Resolution 1192-1966.

Walter H. Meitz

City Engineer

DEB:1c

MAY 3 1967

La Carlo Carlo Carlo

OFFICE OF BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

50-297-6

B.0.	180	-166
------	-----	------

Date _____ April 3, 1967

o <u>City Engineer</u>

Subject Dec. Reso. 1207-199

1st alley north of Reynolds St.

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic attach Reso. & P. O. List

Signed_

Reply:

January 23, 1968

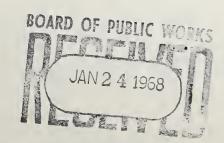
Assessment Roll of Benefits and Damages completed and attached.

This assessment roll was delayed because an easement is needed for an existing sewer in the vacated alley.

An easement grant is being processed by Tokheim Corporation and the final public hearing can now be scheduled.

Walter H. Meitz City Engineer

DEB:1c attachs.



R.W.D.

Date

Signed

ENGINEERING DEPT. OF STREETS

DATE March 8, 1957

TO: Board of Public Norks

NOTED

Borierar 17 - & _c - 1966

F.S.E.

P.W.D.

G.F.G.

Reynolog Strong and Warren Street. Our work is completed with the exception The of making arrangements to obtain an easement for an existing sewer.

We are attaching a copy of the waiver Tokheim submitted, to avoid a public hearing, along with a sample of our usual waiver. Please advise whether their form is satisfactory or a new one should be signed.

Walter H. Meitz City Engineer

DEB:1c attachs.

March 13, 1967

Bob:

The attached Waiver was submitted in behalf of Tokheim by Jerry O'Dowd. This varies a little from our standard form. Do you have any objection to using the Waiver as submitted?

BOARD OF PUBLIC WOFKS

City of Fort Wayne

CITY PLAN COMMISSION 425 S. Calhoun Street

February 24, 1967

Mr. Donald E. Bodeker Office Manager City Engineering Office 425 South Calhoun Street Fort Wayne, Indiana

Dear Mr. Bodeker:

Re the north-south alley from Reynolds Street to the east-west alley from $\mbox{Warren Street.}$

On September 26, 1966, public hearing was held by the City Plan Commission, as required by law, on the two alleys designated above. At that time it was determined that the Plan Commission has no objections to these vacations for the following reasons:

- 1. Tokheim Corporation owns all of the property involved around the two alleys.
- 2. These vacations were requested to provide additional parking for employees of Tokheim.
- 3. Drainage is to be installed as required for parking lots.
- 4. There is only one old residence located in the area which is to be removed.
- 5. There is an 18" sewer in the east-west alley and the city will have permission by the owners to enter the property for service purposes.

Based on the above reasons, the Plan Commission recommended approval of these two alley vacations and the resolution was forwarded to the Common Council for adoption. The Common Council acted on this resolution at the meeting held October 25, 1966, and it was established as General Ordinance G-81-66.

Sincerely,

CITY PLAN COMMISSION

William J. Jones

Director of Planning

1207

WJJ:mo

February 9, 1967 William J. Jones Planning Director Thomas Manny Acting Traffic Engineer Please submit your opinion and recommendation on the following proposed vacations: The first alley north of Reynolds Street from the west property line of Warren Street to the west property line of the first alley west of Warren Street. The first alley west of Warren Street from the north property line of Reynolds Street to the south property line of the first alley north of Reynolds Street.

> Donald E. Bodeker Donald E. Bodeker Office Manager

DEB: 1c attachs.

cc: Board of Public Works
 (B.O. #179-'66)
 (B.O. #180-'66)









OH IX

City of Fort Wagne





ENGINEERING DEPARTMENT

425 SOUTH CALHOUN STREET

FORT WAYNE, INDIANA

NOTED

Nate Kun

F.S.E. R.W.D.

G.F.G.

February 9, 1967

Northern Indiana Public Service Company Indiana & Michigan Electric Company General Telephone Company

We have received a petition to vacate the following:

The first alley north of Reynolds Street from the west property line of Warren Street to the west property line of the first alley west of Warren Street.

The first alley west of Warren Street from the north property line of Reynolds Street to the south property line of the first alley north of Reynolds Street.

Please check your easement requirements on the enclosed post cards and return to us as soon as possible.

Very truly yours,

Donald E. Bodeker Office Manager

DEB: 1c attachs.

/cc: Board of Public Works
 (B.O. 179-'66)
 (B.O. 180-'66)

TORHEIM CORPORATION III PHONE 743 361 AREA CODE 219 FORT WAYNE, INDIANA 46801 A IN PLM AND DISPENSING SYSTEMS . AUTOMOTIVE FUEL PUMPS . PETROLEUM MARKETING EQUIPMENT DAVI CUNNINGHAM REHENT lacate istally mall grapular Now wet & were. I was y finitailly is g warran 30 180-00 , also intally uguaran ME. FTEO from ral of Papalto ato 130 179.66 - The many which later as the contract of the the state of the section of the state of which Takenala. the state of the same of the same of the same of - 1 (- the apple of \$200 on an about the best of THE COURSE AS INCLUDING THE CREEKS IN ACCORDED ADMITTAGE THE REST OFFI THE PARTY NAMED IN continued to precious with ciraries and incitios of land The state of the special months are as a series and the second and CONTRACTOR DESIGNATION DESIGNATION AND RESERVED AND RESER The state of the property of the Cary State Company of the Cary State Company of the Cary State of the State of the Cary of th I server we so there makes want or week, with appropriations WHEN ESSET SOMETH, Chargest 18 Street W. NAME OF TAXABLE

WAIVER OF NOTICE OF PUBLIC HEARING

TO THE BOARD OF PUBLIC WORKS, CITY OF FORT WAYNE, CITY HALL, FORT WAYNE, INDIANA:

Tokheim Corporation has filed its Petition with the Board of Public Works for the vacation of the following described alleyways:

- 1. A 25 foot wide alley-way 150 feet in length, between Lots 3 and 4 of Hageman's Addition to the City of Fort Wayne, Allen County, Indiana, being the first alley west of Warren Street from the north property line of Reynolds Street to the south property line of the first alley north of Reynolds Street.
- A 12 foot wide alley-way 357 feet in length, bounded on the north by Lots 103, 104, 105, 106, 107 and 108 of Vordermark's Addition, and the east one-half $\binom{1}{2}$ of Lot 1 of Hageman's Addition, both additions to the City of Fort Wayne, Allen County, Indiana, and bounded on the south by a line beginning at the northeast corner of Lot 3 of Hageman's Addition, said line projected eastwardly 25 feet and continuing over the north line of Lot 4 of Hageman's Addition, and Lots 73, 74, 75, 76, 77 and 78 of Vordermark's Addition, both additions to the City of Fort Wayne, Allen County, Indiana, being the first alley north of Reynolds Street from the west property line of Warren Street to the west property line of the first alley west of Warren Street.

The aforesaid parcels of real estate are solely owned by

Tokheim Corporation, and abut the aforesaid alley-ways, and there
fore, Tokheim does, by this instrument, hereby waive notice of

public hearing on its petition for the vacation of said alleyways.

David Cunningham, President Tokheim Corporation

(CORPORATE SEAL)

Tokheim Corporation

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public hearing on its petition for the vacation of said alleyways.

David Cunningham, President Tokheim Corporation

(CORPORATE SEAL)

Joseph J. Guidrey, Vice President -

Tokheim Corporation

ENGINEERING DEPT. OF STREETS

SUBJECT: B. 0. #180-1966

DATE February 7, 1968 NOTED

F.S.E.

R.W.D.

G.F.G.

The original copy of an easement grant for Declaratory Resolution No. 1207-1967, which provided for the vacation of the first alley north of Reynolds Street from the west property line of Warren Street to the west property line of the first alley west of Warren Street, is attached.

This grant has been signed by officers of Tokheim Corporation, the only property owner involved, and recorded in the office of the Allen County Recorder. It should be filed with the resolution as a permanent record.

A copy has also been sent to Sewer Engineering, the only utility involved.

Walter H. Meitz City Engineer

Board of Public Works

DEB: 1c attach.

FEB 8 1968

GRANT OF EASEMENT

Book 701 311

THIS INDENTURE WITNESSETH THAT: TOKHEIM CORPORATION, an Indiana Corporation, of Allen County, State of Indiana, Hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, convey and warrant to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent easement and right of way to construct, operate, control, maintain, reconstruct, and remove, a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit:

Beginning at the southeast corner of Lot No. 103, Vordermark's Addition to the City of Fort Wayne; thence west along the south line of Lots 103 to 108 inclusive, said Vordermark's Addition, and Lot No. 1, Hageman's Addition to the City of Fort Wayne, a distance of 357 feet, to a point 71 feet west of the southeast corner of said Lot No. 1; thence south by deflection left of 90 degrees, a distance of 12 feet, to the north line of Lot No. 3, said Hageman's Addition; thence east along the north line of the alley vacated under Declaratory Resolution No. 1206-1967, Lot No. 4, said Hageman's Addition and Lots 73 and 78 inclusive, said Vordermarks Addition, a distance of 357 feet, to the north sast corner of said Lot No. 78; thence north by deflection left of 90 degrees, a distance of 12 feet, to the point of beginning.

Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this grant.

TOKHEIM CORPORATION

By: Worked Co

(President) David Cunningham

By:_

(Secretary) Joseph Guidrey

STATE OF INDIANA

SS

COUNTY OF ALLEN

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared TOKHEIM CORPORATION, an Indiana Corporation, by <u>David Cunningham</u>, its President, and <u>Joseph Guidrey</u>, its Secretary, and acknowledged the execution of the foregoing Grant of easement, as its voluntary act and deed, for the uses and purposes therein set forth.

WITNESS my hand and notarial seal, this /510ay of January

(Notary Public)

My Commission Expires:

unl 3 1970

DULY ENTERED FOR TAXATION

JAN 26 1968

Walter St. Summers
AUDITOR OF A COUNTY

This instrument was prepared by DONALD E. BODEKER Employee of The City Of Fort Wayne on its behalf.

Instrument A/1646

will care

BOARD OF PUBLIC WORKS

JAN 9 1968

City of Fort Way 12

WALTER H. MEITZ City Engineer 425 S. Calhoun Street

Contar

January 8, 1968

NOTED

F.S.E.

R.W.D.

G.F.G.

Dave

Jerome J. O'Dowd Attorney at Law 503 Fort Wayne Bank Bldg. Fort Wayne, Indiana 46802

Re: Dec. Res. No. 1206-1967 which provides for the vacation of the first alley west of Warren Street from the north property line of Reynolds Street to the south property line of the first alley north of Reynolds Street.

Dec. Res. No. 1207-1967 which provides for the vacation of the first alley north of Reynolds Street from the west property line of Warren Street to the west property line of the first alley west of Warren Street.

Dear Mr. O'Dowd:

I am attaching rough drafts of two easement grants needed in connection with the vacation of the above described alleys for Tokheim Corporation.

Please prepare instruments, with any corrections or additions you feel necessary, for the proper signatures. They should then be returned to this office for recording.

The assessment rolls of benefits and damages are also being forwarded to the Board of Public Works. We will advise you of the hearing date in a few days.

We appreciate your cooperation and patience in completing this matter.

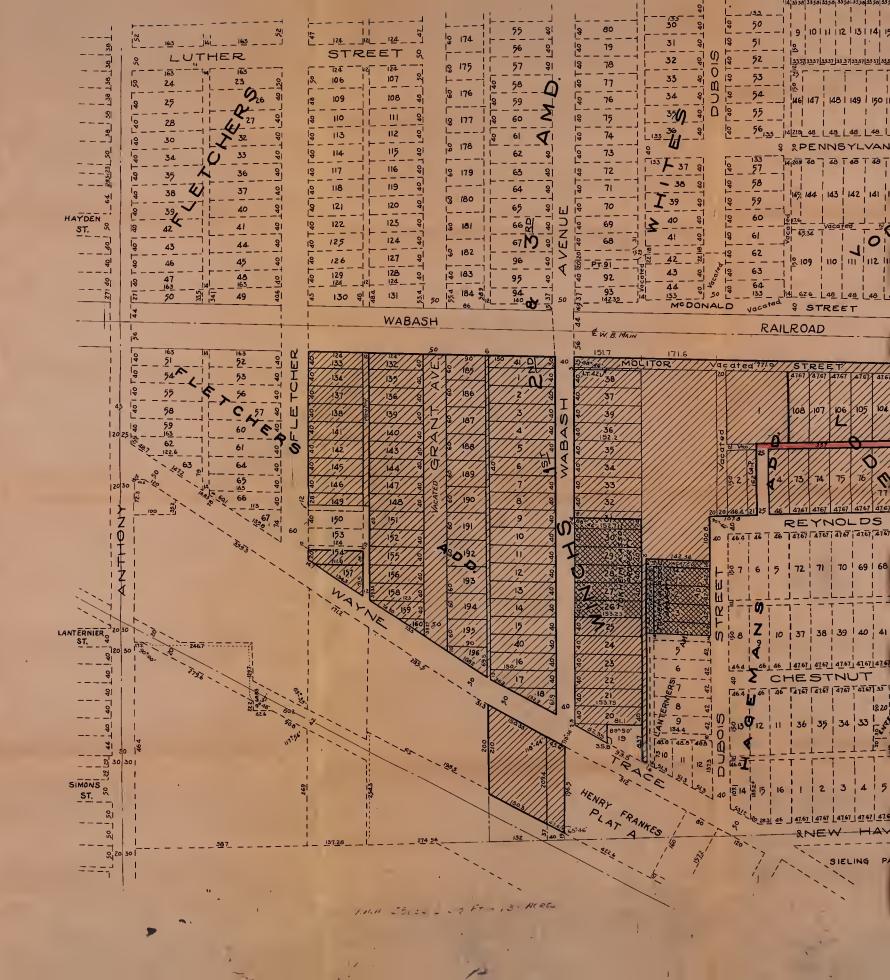
Yours very truly,

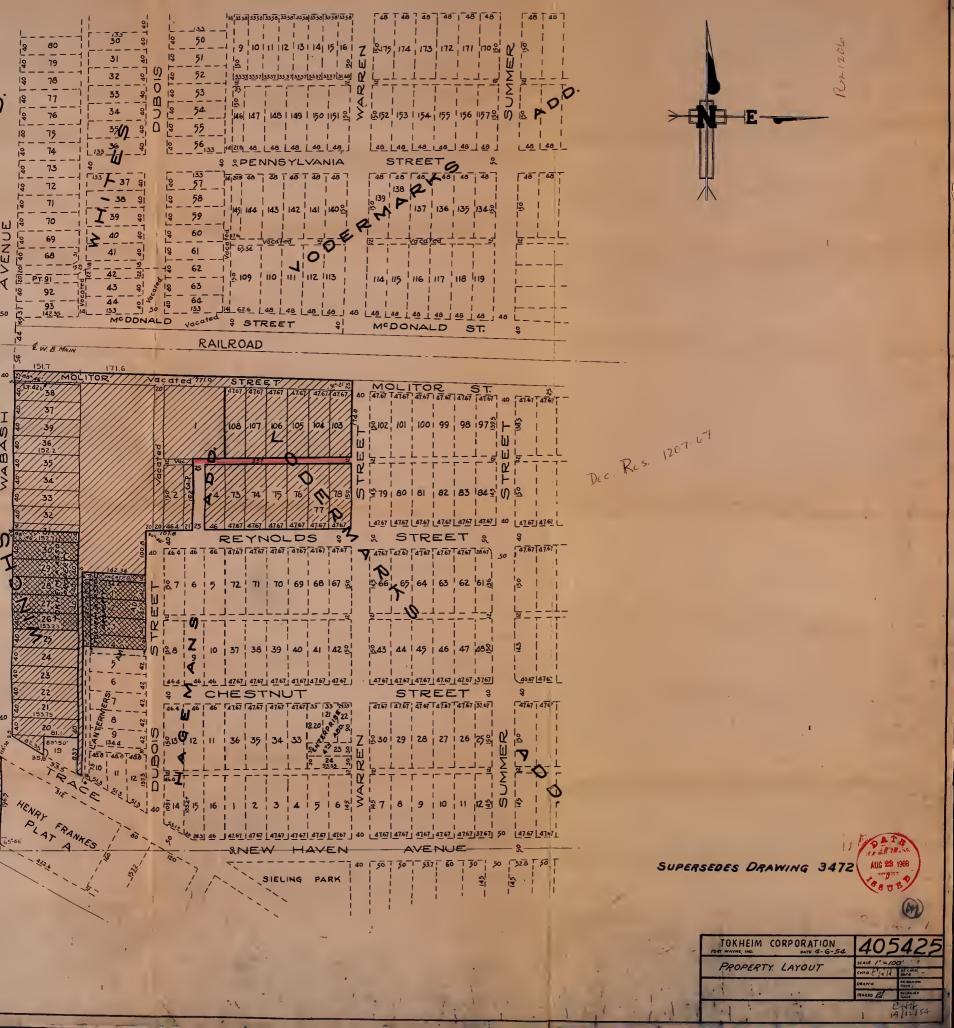
Donald E. Bodiker Donald E. Bodeker Office Manager

DEB:1c attachs.

Vcc: Board of Public Works
Board Order Nos. 179 & 180-1966

1 1 50 T





DECLARATORY
Improvement Resolution No. 1207-1967 For THE VACATION OF THE FIRST ALLEY NORTH OF REYNOLDS STREET

FROM THE WEST PROPERTY LINE OF WARREN STREET TO THE WEST PROPERTY LINE OF THE FIRST ALLEY WEST OF

WARR.	EN STREET	CINCO TO THE WAST		
•	OWNER'S NAME	ADDRESS -	NUMBER OF LOT BLOCK O. L.	DESCRIPTION
1 2 3 4 6 6 7	TOKNEM CORP.	1602 Wabash Am.	1 A 73 74 75 76 77 78	HAGEMAN'S ADDITION VORDERMARK'S ADDITION "" "" "" "" ""
9 10 11 12 13 14 15 16 17	n ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' '	, , , , , , , , , , , , , , , , , , , ,	103 104 105 106 107	u 11 11 11 11
18 19 19 20 21 22 23 24 25 26 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 62 63 54 65 57 68 59 60 61 62 63 61 66				
		TOTAL		



